

**CALENDAR ITEM
C36**

A 6
S 3

10/01/02
WP 2995.9
N. Quesada

RECREATIONAL PIER LEASE

APPLICANT:

John C. Fox
15 Havenwood Road
Novato, CA 94945

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Petaluma River, near the city of Novato, Marin County.

AUTHORIZED USE:

Use and maintenance of an existing walkway and floating boat dock.

LEASE TERM:

Ten years, beginning June 1, 2001.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Liability insurance in the amount of no less than \$300,000.

OTHER PERTINENT INFORMATION:

1. On September 19, 2000, the Commission authorized a Recreational Pier Lease to Leslie S. Roberts, for the existing walkway and floating boat dock. On June 1, 2001, Leslie S. Roberts deeded the littoral land to John C. Fox. Mr. Fox is now applying for a new Recreational Pier Lease from the State Lands Commission. The applicant qualifies for a Recreational Pier Lease because the Applicant is a natural person who has improved the littoral land with, and has uses the upland for, a single-family dwelling.

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2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; Title 2, California Code of Regulations, section 2905 (a)(2).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

3. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

N/A

EXHIBIT:

- A. Site and Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (a)(2).

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SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO JOHN C. FOX OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING JUNE 1, 2001, FOR AN EXISTING WALKWAY AND FLOATING BOAT DOCK ON THE LAND SHOWN ON EXHIBIT A, ATTACHED, AND BY THIS REFERENCE MADE A PART HEREOF; NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN \$300,000.